

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Stephan BÖHM and Royce W. JOHNSON

Serial No.: 10/594,400

Filed: September 26, 2006

For: **METHOD AND APPARATUS FOR
CONTROLLING AT LEAST ONE
VENTILATION PARAMETER OF AN
ARTIFICIAL VENTILATOR FOR
VENTILATING THE LUNG OF A
PATIENT IN ACCORDANCE WITH A
PLURALITY OF LUNG POSITIONS**

Group Art Unit: 3772

Examiner: Nihir B. Patel

Atty. Dkt. No.: ROT.709.US

Confirmation No.: 2154

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office via EFS-Web on the date below:

November 18, 2010

Date


Christopher W. Spence

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§ 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

In accordance with 37 C.F.R. § 1.97(e)(1), Applicants hereby certify that each item of information contained in this Supplemental Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present statement, as evidenced by the date of the enclosed office action.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



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Date: November 18, 2010